

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.

Debtor.

Chapter 11

Case No. 19-34054 (SGJ)

MARC S. KIRSCHNER, AS LITIGATION
TRUSTEE OF THE LITIGATION SUB-
TRUST,

Plaintiff

v.

JAMES D. DONDERO; MARK A. OKADA;
SCOTT ELLINGTON; ISAAC LEVENTON;
GRANT JAMES SCOTT III; FRANK
WATERHOUSE; STRAND ADVISORS, INC.;
NEXPOINT ADVISORS, L.P.; HIGHLAND
CAPITAL MANAGEMENT FUND
ADVISORS, L.P.; DUGABOY INVESTMENT
TRUST AND NANCY DONDERO, AS
TRUSTEE OF DUGABOY INVESTMENT
TRUST; GET GOOD TRUST AND GRANT
JAMES SCOTT III, AS TRUSTEE OF GET
GOOD TRUST; HUNTER MOUNTAIN
INVESTMENT TRUST; MARK & PAMELA
OKADA FAMILY TRUST – EXEMPT TRUST
#1 AND LAWRENCE TONOMURA AS
TRUSTEE OF MARK & PAMELA OKADA
FAMILY TRUST – EXEMPT TRUST #1;
MARK & PAMELA OKADA FAMILY
TRUST – EXEMPT TRUST #2 AND
LAWRENCE TONOMURA IN HIS
CAPACITY AS TRUSTEE OF MARK &
PAMELA OKADA FAMILY TRUST –
EXEMPT TRUST #2; CLO HOLDCO, LTD.;
CHARITABLE DAF HOLDCO, LTD.;
CHARITABLE DAF FUND, LP.; HIGHLAND

Adv. Pro. No. 21-03076-sgj

DEFENDANTS JAMES DONDERO,
DUGABOY INVESTMENT TRUST, GET
GOOD TRUST, AND STRAND
ADVISORS, INC.'S MOTION TO
WITHDRAW THE REFERENCE

DALLAS FOUNDATION; RAND PE FUND I,
LP, SERIES 1; MASSAND CAPITAL, LLC;
MASSAND CAPITAL, INC.; SAS ASSET
RECOVERY, LTD.; AND CPCM, LLC,

Defendants.

**DEFENDANTS JAMES D. DONDERO, DUGABOY INVESTMENT TRUST,
GET GOOD TRUST, AND STRAND ADVISORS, INC.'S
MOTION TO WITHDRAW THE REFERENCE**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

James Dondero, Dugaboy Investment Trust, Get Good Trust, and Strand Advisors, Inc. (collectively, the “Dondero Defendants”), defendants in the above-captioned adversary proceeding (the “Adversary Proceeding”), hereby submit this *Motion to Withdraw the Reference* (the “Motion”). In support of this Motion, the Dondero Defendants respectfully state as follows:

Pursuant to 28 U.S.C. § 157(d), and as set forth in the accompanying *Memorandum of Law in Support of the Dondero Defendants Motion to Withdraw the Reference*, the Dondero Defendants request that the United States District Court for the Northern District of Texas, Dallas Division (the “District Court”) withdraw the reference to the Bankruptcy Court with respect to the causes of action set forth in the Complaint against the Dondero Defendants

WHEREFORE, the Dondero Defendants respectfully request that the Court grant the Motion, immediately withdraw the reference of the Adversary Proceeding to the District Court, and grant the Dondero Defendants such further and relief to which they are entitled.

Dated: January 25, 2022

Respectfully submitted,

DLA PIPER LLP (US)

/s/ Amy L. Ruhland

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and Strand Advisors, Inc.*